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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Antonio Covacci, et al.

Application No.: 10/615,668

Filing Date: July 8, 2003

For: *Helicobacter Pylori* CAI Antigen

Confirmation No.:

Group Art Unit: Not Yet Assigned

Examiner: Not Yet Assigned

DATE OF DEPOSIT: *October 6, 2003*

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

INFORMATION DISCLOSURE STATEMENT

Pursuant to 37 CFR § 1.56 and in accordance with 37 CFR §§ 1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 CFR § 1.56(b).

In accordance with § 1.97(b), since this Information Disclosure Statement is being filed either within three months of the filing date of the above-identified application, within three months of the date of entry into the national stage of the above identified application as set forth in § 1.491, before the mailing date

of a first Office Action on the merits of the above-identified application, or before the mailing date of a first Office Action after the filing of request for continued examination under § 1.114, no additional fee is required.

- In accordance with § 1.129(a), this Information Disclosure Statement is being filed in connection with the first or second After Final Submission, therefore:
 - Certification in Accordance with § 1.97(e) is attached; or
 - The fee of \$180.00 as set forth in § 1.17(p) is attached.
- In accordance with § 1.97(c), this Information Disclosure Statement is being filed after the period set forth in § 1.97(b) above but before the mailing date of either a Final Action under § 1.113 or a Notice of Allowance under § 1.311, or before an action that otherwise closes prosecution in the application, therefore:
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- In accordance with § 1.97(d), this Information Disclosure Statement is being filed after the mailing date of either a Final Action under § 1.113 or a Notice of Allowance under § 1.311 but before, or simultaneously with, the payment of the Issue Fee, therefore included are: Certification in Accordance with § 1.97(e); and the submission fee of \$180.00 as set forth in § 1.17(p).

- Copies of each of the references listed on the attached Form PTO-1449 are enclosed herewith.
- Copies of references listed on the attached Form PTO-1449 are enclosed herewith
- Copies of references listed on the attached Form PTO 1449 are not required to be submitted pursuant to the June 30, 2003 recent revisions to 37 CFR § 1.98(a)(2)(i).

EXCEPT THAT:

- In view of the voluminous nature of references [list as appropriate], and the likelihood that these references are available to the Examiner, copies are not enclosed herewith.
- In accordance with § 1.98(d), copies of the following references listed on the attached Form PTO-1449 are not enclosed herewith because they were previously cited by or submitted to the U.S. Patent and Trademark Office in patent application(s) for which a claim for priority under 35 U.S.C. § 120 have been made in the instant application:
- Copies of references **1 thru 60** listed on the attached Form PTO-1449 were previously cited by or submitted to the Patent and Trademark Office in prior Application No.**09/410,835**, filed **October 1, 1999**.

Please charge any deficiency or credit any overpayment to Deposit Account No. 23-3050. This form is submitted in duplicate.

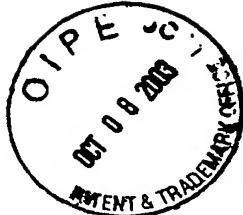
There are no listed references which are not in the English language.

Date: October 6, 2003

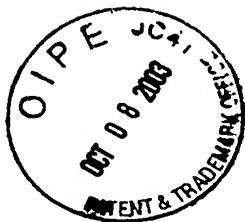
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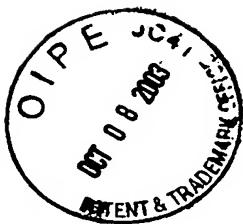


Form PTO-1449 Modified		Docket No. CHIR-0337	Application No. 10/615,668
List of Patent and Publications Cited by Applicant (Use several sheets if necessary)		Applicant Antonio Covacci, et al.	
U.S. Department of Commerce Patent and Trademark Office		Filing Date July 8, 2003	Group Not Yet Assigned
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)			
	1	Austin et al., "Structural Comparison of Urease and a GroEL Analog from <i>Helicobacter pylori</i> ", <i>J. Bacteriol.</i> , 1992 , 174(22), 7470-7473	
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	3	Blaser, "Gastric <i>Campylobacter</i> -like Organisms, Gastritis, and Peptic Ulcer Disease", <i>Gastroenterology</i> , 1987 , 93, 371-383	
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	11	Crabtree et al., "Expression of 120 kilodalton protein and cytotoxicity in <i>Helicobacter pylori</i> ", <i>J. Clin. Pathol.</i> , 1992 , <i>45</i> , 733-734	
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	17	Evans et al., "A Sensitive and Specific Serologic Test for Detection of <i>Campylobacter pylori</i> Infection", <i>Gastroenterology</i> , 1989 , <i>96</i> , 1004-1008	
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**A copy of this reference will not be forwarded to the U.S. Patent and Trademark Office since it is believed to be too voluminous to send and easily obtainable by the Examiner.



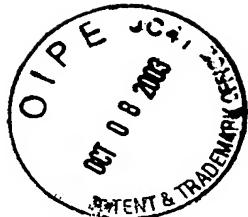
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Examiner Initial		Document No.	Date	Name	Class	Subclass
.	45	4,882,271	11/21/89	Evans et al.	435	7
.	46	5,292,658	03/08/94	Cormier, et al.	435	252.33
.	47	5,354,854	10/11/94	Bourque, et al.	536	23.1
.	48	5,403,924	04/04/95	Cover et al.	536	23.1
.	49	5,721,349	02/24/98	Cover, et al.	536	22.1
.	50	5,733,740	03/31/98	Cover, et al.	435	7.32
.	51	5,876,943	03/02/99	Cover, et al.	435	6
.	52	6,090,611	07/18/00	Covacci, et al.	435	252.3
.	53	6,153,390	11/28/00	Cover, et al.	435	6

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					YES	NO
.	54	EP 0329570 A2	08/23/89	EP	X	
.	55	EP 0367644 A1	05/09/90	EP	X (Abstract)	
.	56	WO 87/05943	10/08/87	PCT		
.	57	WO 89/08843	09/21/89	PCT	X	
.	58	WO 91/09049	06/27/91	PCT	X	
.	59	WO 90/04030	04/19/90	PCT	X (Abstract)	
.	60	WO 90/06696	06/28/90	PCT		

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